

JUN 21 2005

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REQUEST For CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: MAIL STOP RCE COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450 (Revised 04/2005)	Application Number 10/693,154
	Filing Date 10/23/03
	First Named Inventor: Niels Diffrient
	Art Unit: 3636
	Examiner Name: A.D. Barfield
	Confirmation No.: 1662
	Attorney Docket No. 048782/276586
This is a request for <u>Continued Examination (RCE)</u> under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.	

1. **Submission required under 37 C.F.R. § 1.114** Note: if the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- ii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavits(s)/Declarations(s)
- iii. ☐ Information Disclosure Statement (IDS); of cites listed on PTO Form 1449
- iv. ☒ Other: Declaration of Niels Diffrient of Prior Invention in the United States to Overcome Cited Patent Under 37 C.F.R. § 1.131 and Exhibits 1-2B

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ___ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other

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PAGE 2/27 * RCVD AT 6/21/2005 2:35:55 PM [Eastern Daylight Time] * SVR:USPTO-EFXXRF-1/2 * DNIS:8729306 * CSID: * DURATION (mm-ss):07-10

In re: Niels Diffrient
Appl. No.: 10/693,154
Filed: 10/23/03
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3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
- a. The Director is hereby authorized to charge any fee deficiencies, or credit any overpayments to Deposit Account No. 16-0605.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
(\$790.00 large entity; \$395.00 small entity)
- ii. ☐ Extension of Time Fee (37 C.F. R. §§ 1.136 and 1.17)
- iii. ☐ Other
- b. ☐ Check in the amount of \$____ enclosed

Respectfully submitted,



Walter Scott

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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office at Fax No. (703) 872-9306 on the date shown below.

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